

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CONFEDERATED TRIBES AND  
BANDS OF THE YAKAMA  
NATION, a federally-recognized  
Indian tribal government and as *parens  
patriae* on behalf of the Enrolled  
Members of the Confederated Tribes  
and Bands of the Yakama Nation;

Plaintiffs,

v.

ERIC H. HOLDER, JR., et al.,

Defendants.

NO: CV-11-3028-RMP

ORDER GRANTING JOINT MOTION  
TO DISMISS CLAIMS AGAINST  
CERTAIN DEFENDANTS

**BEFORE** the Court is Plaintiffs' and Defendants Marshall County, Mississippi, the City of Tupelo, Mississippi, the County of Roanoke, the City of Martinsville, the Town of Viton, Virginia, and the County of Benton, Washington's Joint Motion to Dismiss Claims Against Certain Defendants, ECF No. 303. Having reviewed said Motion and the file and pleadings therein, the

ORDER GRANTING JOINT MOTION TO DISMISS CLAIMS AGAINST  
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Court deems itself otherwise fully informed. Accordingly, **IT IS HEREBY**

**ORDERED:**

1. The parties' Joint Motion to Dismiss Claims Against Certain Defendants, **ECF No. 303**, is **GRANTED**.
2. The claims of Plaintiffs and Defendants Marshall County, Mississippi, the City of Tupelo, Mississippi, the County of Roanoke, the City of Martinsville, the Town of Vinton, Virginia, and the County of Benton, are dismissed against each other, only, without prejudice and without fees or costs to any party.
3. Roanoke County's Motion to Dismiss, **ECF No. 127**, and Benton County's First Motion for Summary Judgment, **ECF No. 133**, are **STRICKEN**.
4. Benton County, Marshall County, City of Tulepo, Roanoke County, City of Martinsville, and City of Vinton are **TERMINATED** as parties in the case.

The District Court Clerk is directed to enter this Order, amend CM/ECF accordingly, and provide copies to counsel.

**DATED** this 17<sup>th</sup> day of June 2013.

s/ Rosanna Malouf Peterson  
ROSANNA MALOUF PETERSON  
Chief United States District Court Judge